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NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

IN RE APPLICATION OF: BATES, James N., et al.  
SERIAL NO: 09/879,710  
FILED: June 12, 2001  
FOR: S-METHYLCYSTEINE, S-ETHYLCYSTEINE, AND  
RELATED S-ALKYTHIOLS AS ANTAGONISTS TO THE  
EFFECTS OF S-NITROSOTHIOLS AND NITRIC OXIDE  
1654  
Group Art Unit: MELLER, Michael V.  
Examiner: P04852USO  
Attorney Docket No:

Commissioner for Patents  
MAIL STOP AF  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated January 24, 2005 rejecting the following claims: 2-8 and 10.

Applicant is a small entity under 37 CFR 1.9 and 1.27. A statement of small entity status under 37 CFR 1.27 has already been filed in this application.

## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

## MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: March 4, 2005

## FACSIMILE

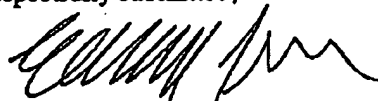
☒ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1654 at Fax No. (703) 872-9306

  
Edmund J. Sease

The items checked below are appropriate:

- ☒ Please charge Deposit Account No. 26-0084 the amount of \$250.00 for this Notice of Appeal.
- ☐ The Commissioner is hereby authorized to charge the extension fees to Deposit Account No. 26-0084.
- ☒ The Commissioner is authorized to charge any underpayment or credit any overpayment or to Deposit Account No. 26-0084.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Respectfully submitted,



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